HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.1596 OF 2006

DATED: 21.2.2006

Between:

V. Venkata Lakshmi

… Petitioner

and

The President, Wakf Board,

Near Laxmi Lodge, Old Club Road,

Khammam Town, Khammam Dist.

… Respondent

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.NO.1596 OF 2006

ORAL ORDER:

Petitioner's complaint is that the Inspector of the Wakf Board, Khammam

Town, is interfering with his property though the property of about 168 square yards in Sy.No.481 in Khammam Town and District, is not a notified Wakf.

According to the petitioner, the Inspector of Wakf-above mentioned officer is, without any orders passed, visiting the petitioner's property and threatening him with dispossession, claiming it to be a Wakf property. If no order of eviction has been served on the petitioner and any person represents himself to be a public authority without identifying officially his public status, of being a public officer and tries to interfere with private property, the citizen has ample remedies. He can file a complaint alleging appropriate offences under applicable penal law against such person masquerading as a public officer; he can exercise the right of private defence or seek injunctive relief. It is nobody's case including by the learned Standing Counsel of the Wakf Board that an Inspector of Wakfs is immune to the civil and criminal laws of this country. The citizen-the petitioner is thus not without a legitimate remedy under the laws of the Republic and he need not feel cowed down by any illegal exercise under the garb of a public uniform. No case is made out however for interference, under Article 226 of the Constitution of India.

The writ petition is dismissed. No costs.

GODA RAGHURAM, J

Date: 21.2.2006

CVM